

IN THE HIGH COURT OF JUDICATURE OF BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.814 OF 2005

Radhakishan Mamtaji Dhumal ... Applicant

versus

The State of Maharashtra ... Respondent

...

Mr. Harshad Palwe, for the Applicant.

Mr. D.R. More, A.P.P., for the Respondent.

...

CORAM : A.M.KHANWILKAR, J.

17th February 2005

P.C.:

. Heard Counsel for the parties. The Applicant apprehends arrest in connection with CR.No.90/2002 registered with Igatpuri Police Station. The Applicant was working as Branch Manager of Sanchayani Savings and Investments India Ltd., having branch at Nasik. Learned A.P.P. fairly points out that the Applicant was arrested in connection with CR.No.82/2002

registered with Sarkarwada Police Station, Nasik, and has been extensively interrogated. Indeed, fresh complaint has been filed, but for the same offence against the company of which the Applicant was the Branch Manager. The Applicant has already resigned from the company before filing of the present complaint. Moreover, as pointed out by the learned A.P.P. on instructions, the Applicant has been extensively interrogated and his custodial interrogation may not be necessary. If it is so, having regard to the peculiar fact situation of the present case, the Applicant is entitled to be granted anticipatory bail on the following conditions.

(A) The Applicant be enlarged on anticipatory bail in connection with CR.No. 90/2002 registered with Igatpuri Police Station on his executing personal bond in the sum of Rs.20,000/- (Rupees Twenty thousand only) with one or two local sureties in the like amount.

(B) The Applicant shall not influence prosecution witnesses or tamper with the

prosecution evidence in any manner whatsoever.

(C) The Applicant shall attend the Local Crime Branch, which is investigating into the offence as and when required.

(D) The Applicant shall co-operate for early disposal of the trial. If the trial Court is of the opinion that the Applicant is in any manner responsible for the delay in disposal of the trial, that fact shall be recorded in the roznama, which can be a ground for cancellation of bail.

. Application disposed of on the above terms.

(A.M.KHANWILKAR, J.)